Atty. Dkt. No. 030307-0197

MAY 0 5 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Borge KRINGELUM et al.

Title:

METHOD FOR SUPPLY OF

STARTER CULTURES HAVING A CONSISTENT

**QUALITY** 

Appl. No.:

09/813,292

Appl. Filing Date:

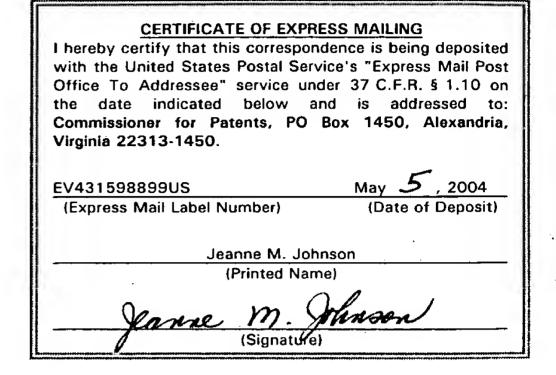
03/21/2001

Examiner:

Ruth A. Davis

Art Unit:

1651



## REQUEST FOR CONTINUED EXAMINATION (RCE) **TRANSMITTAL**



Mail Stop RCE Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

- 1. Submission required under 37 C.F.R. §1.114: (check items that apply)
  - a. Previously submitted:
  - Please enter and consider the amendment/reply previously filed on March 5, [X] 2004.

-1-

01 FC:1801

05/07/2004 WABDELR1 00000118 09813292

02 FC:1253

- Please consider the Declaration of Borge Kringelum previously filed on [X] March 5, 2004 but not considered. Please consider the arguments in the Appeal Brief or Reply Brief under 37 [ ] C.F.R. § 1.116 previously filed on \_\_\_. Other \_\_\_. [] b. Enclosed are: Amendment/Reply. [] Affidavit(s)/Declaration(s). [ ] Information Disclosure Statement. [ ] Form PTO-1449 with copies of \_\_\_\_ listed reference(s). Other. [ ] Miscellaneous: Suspension of action of the above-identified application is requested under 37 [ ]
- The filing fee is calculated below:

	Claims as Amended		Previously Paid For	Extra Claims Present		Rate		Fee Totals
RCE Fee 1.17(e):						\$770.00	=	\$770.00
Total Claims:	27	-	27	= 0	x	\$18.00	=	\$0.00
Independents	1	-	3	= 0	x	\$86.00	=	\$0.00
First p	resentation o	of any	/ Multiple I	Dependent Claims:	+	\$290.00	=	\$0.00
				CLAIMS	FEE	E TOTAL:	=	\$770.00

C.F.R. § 1.103(c) for a period of \_\_ months.

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

	· · · · · · · · · · · · · · · · · · ·					
[]	Extension for response filed within the first month:	\$110.00	0	\$0.00		
[]	Extension for response filed within the second month:	\$420.00	•	\$0.00		
[X]	Extension for response filed within the third month:	\$950.00	·	\$950.00		
[]	Extension for response filed within the fourth month:	\$1,480.00	·	\$0.00		
[]	Extension for response filed within the fifth month:	\$2,010.00	•	\$0.00		
	•	\$950.00				
	\$110.00					
	\$840.00					
	\$1610.00					
[]	] Small Entity Fees Apply (subtract ½ of above):					
[]	[ ] Suspension of action requested under 37 C.F.R. § 1.103(c)					
	\$1610.00					

- [ ] Please charge Deposit Account No. 19-0741 in the amount of -0 . A duplicate copy of this transmittal is enclosed.
- [X] A check in the amount of \$1610.00 to cover the filing fee is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

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Ву

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Attorney for Applicant